

FORM PTO-1083

AF/JFW
Docket No.: 5005.1065
Date: April 21, 2006

Mail Stop: Appeal Brief-Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

O I P E APR 26 2006
P R O P E R T Y & T R A D E M A R K S
In re application of: **Albrecht WEISS**
Serial No.: 10/705,489
Filed: 11/11/2003
For: **MICROSCOPE; AND METHOD FOR MODIFYING THE LIGHT FLUX IN A MICROSCOPE**

Sir:

Transmitted herewith is an Appellant's Brief under 37 C.F.R. § 41.37 (14 pages total) including Appendix A (5 pages), Appendix B (1 page), and Appendix C (1 page) in the above-identified application.

- Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.
- Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.
- No fee for additional claims is required.
- A filing fee for additional claims calculated as shown below, is required:

(Col. 1)		(Col. 2)		SMALL ENTITY RATE	OR	LARGE ENTITY RATE	FEE
FOR:	REMAINING AFTER	HIGHEST PREVIOUSLY PAID FOR	PRESENT EXTRA				
TOTAL CLAIMS	* Minus 20	=	0	\$ 25		\$ 50	
INDEP. CLAIMS	* Minus 3	=	0	\$100		\$200	
FIRST PRESENTATION OF MULTIPLE DEP. CLAIMS				\$180		\$360	
				TOTAL: \$	OR	TOTAL: \$	

- * If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

- Also transmitted herewith are:
 - Petition for extension under 37 C.F.R. 1.136
 - Other:
- Check(s) in the amount of \$620.00 is/are attached to cover:
 - Filing fee for additional claims under 37 C.F.R. 1.16
 - Petition fee for extension under 37 C.F.R. 1.136
 - Other: Filing a brief in support of an appeal under 37 C.F.R. 41.20(b)(2)
- The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
 - Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
 - Any patent application processing fees under 37 C.F.R. 1.17.
 - Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

Erik R. Swanson
Erik R. Swanson, Reg. No. 40,833
DAVIDSON, DAVIDSON & KAPPEL, LLC
485 Seventh Avenue, 14th Floor
New York, New York 10018
Tel: (212) 736-1940
Fax: (212) 736-2427

I hereby certify that the documents referred to as attached therein and/or filed are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on 04/21/06
DAVIDSON, DAVIDSON & KAPPEL, LLC

BY: 
Oliver Platz